

121 FERC ¶ 61,302
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

December 28, 2007

In Reply Refer To:
Atlantic Path 15, LLC
Docket No. ER08-144-000

Atlantic Path 15, LLC
1627 Eye Street NW, Suite 610
Washington, DC 20006

Attention: Robert C. Fallon
Attorney for Atlantic Path 15, LLC

Reference: Annual Update of TRBAA

Dear Mr. Fallon:

1. On November 1, 2007, you submitted for filing, on behalf of Atlantic Path 15, LLC (Path 15), a proposed Transmission Revenue Balancing Account Adjustment (TRBAA). The TRBAA relates to the Transmission Revenue Balancing Account (TRBA) in Path 15's Transmission Owner Tariff (TO Tariff). A TRBA is included in the tariffs of all transmission owners that participate in the California Independent System Operator Corporation (CAISO). The TRBA accounts for revenues that the transmission owner receives from the CAISO for wheeling service, usage charges and from auctions of firm transmission rights (FTRs) (together, Transmission Revenue Credits (TRCs)). The TRBAA is a mechanism for ensuring that amounts in the TRBA are flowed through to transmission service customers. The TRBAA for a given calendar year is to reflect the balance in the TRBA on September 30 of the previous year plus the transmission owner's projected revenues from TRCs for the calendar year in question. Transmission access charges are established by using the TRBAA to increase or decrease the transmission owners' base revenue requirement.
2. In the present filing, Path 15 proposes, for the calendar year 2008, a positive TRBAA of \$226,804. That amount would increase Path 15's base revenue requirement for 2008 of \$34,921,034. The proposed TRBAA is the balance in Path 15's TRBA as of September 30, 2007, adjusted to reflect refunds that Path 15 paid to the CAISO during

2006 and 2007, plus projected interest through 2008. The proposed TRBAA does not include projected revenues from TRCs for 2008. Path 15 reasons that Path 15 does not have transmission service customers, that holding TRCs creates cash flow volatility for Path 15, and that it would be more reasonable for Path 15 simply to refund any TRCs to the CAISO within thirty days of receipt.

3. Notice of the filing was published in the *Federal Register*, 72 Fed. Reg. 27,113 (2007), with comments, protests or motions to intervene due on or before November 23, 2007. Comments and a motion to intervene were submitted by Southern California Edison Company (SoCal Edison). SoCal Edison does not oppose Path 15's proposal but suggests that the CAISO should retain TRCs that would otherwise be paid to Path 15, rather than having the CAISO pay TRCs to Path 15 and having Path 15 refund the TRCs to the CAISO. Path 15 states that it agrees with SoCal Edison's suggestion.

4. The Commission hereby accepts Path 15's proposed Appendix I to its TO Tariff, reflecting its revised TRBAA, effective January 1, 2008.¹ In addition, the Commission finds that SoCal Edison's suggestion regarding treatment of TRCs is reasonable and directs Path 15 to work with the CAISO to implement that suggestion through appropriate tariff revisions (to be submitted for the Commission's approval).

By direction of the Commission.

Nathaniel J. Davis, Sr.,
Deputy Secretary.

¹ Path 15 has designated the revised Appendix I as Original Sheet No. 16 to FERC Electric Tariff, First Revised Volume No. 1. However, the current Appendix I is designated as Original Sheet No. 16. Accordingly, we have redesignated this sheet as First Revised Sheet No. 16 to FERC Electric Tariff, First Revised Volume No. 1.